THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2430 OF 2000

14.3.2006

Between:

B.Narayana, S/o.Mallaiah

… Petitioner

AND

The Executive Engineer, Panchayat Raj,

Karimnagar District

And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2430 OF 2000

ORDER:

The petitioner is resident of Gudem village of Musthabad Mandal in Karimnagar District. He is allegedly owner of a residential house bearing No.1-59. It is his case that the road from Thangallapally to Malla Reddy Peta via Gudem village is being laid with the World Bank aid and, therefore, they have to acquire the land and house of the petitioner. Therefore, he filed the instant writ petition seeking declaration that the action of the respondents in making efforts for demolition of the petitioner's house as illegal and arbitrary.

Though the writ petition was admitted on 17.2.2000, no counter affidavit is filed. However, on instructions, the learned Assistant Government Pleader for Panchayat Raj submits that the writ petition is filed on mere apprehension and without following due process of law, the petitioner's land is not being used for laying down the road. In view of the above submission, the writ petition is dismissed. No costs.

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(**V.V.S.RAO, J**)

March 14, 2006

YS